

Honolulu, Hawaii

MAR 24 2015

RE: H.B. No. 279  
H.D. 2

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2015  
State of Hawaii

Madam:

Your Committee on Commerce and Consumer Protection, to which  
was referred H.B. No. 279, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND  
SALESPERSONS,"

begs leave to report as follows:

The purpose and intent of this measure is to allow the Real  
Estate Commission to take disciplinary action if a real estate  
broker or real estate salesperson for a seller or buyer of real  
estate acts in a manner that prohibits a prospective buyer or  
seller from being able to retain a real estate broker or real  
estate salesperson.

Your Committee received testimony in support of this measure  
from the Regulated Industries Complaints Office of the Department  
of Commerce and Consumer Affairs and Real Estate Commission. Your  
Committee received comments on this measure from the Hawai'i  
Association of REALTORS.

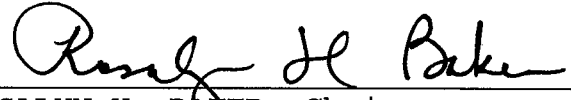
Your Committee finds that this measure adds a new basis for  
disciplinary action against a real estate broker or salesperson  
who acts in a manner that prohibits a seller or purchaser of real  
estate from retaining the services of a real estate broker or  
salesperson. According to testimony received by your Committee,  
there may be instances where prospective buyers are prohibited  
from obtaining the services of a real estate broker or salesperson  
when purchasing real estate. This measure discourages these  
practices and protects consumers by focusing on the conduct of a



real estate broker or salesperson acting on behalf of either the seller or the purchaser.

As affirmed by the record of votes of the members of your Committee on Commerce and Consumer Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 279, H.D. 2, and recommends that it pass Second Reading and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on  
behalf of the members of the  
Committee on Commerce and  
Consumer Protection,



ROSALYN H. BARER, Chair



The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Commerce and Consumer Protection**  
**CPN**

Bill / Resolution No.:* <b>HB 279 HD2</b>	Committee Referral: <b>CPN, JDL</b>	Date: <b>3/17/15</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
<b>Members</b>	<b>Aye</b>	<b>Aye (WR)</b>	<b>Nay</b>	<b>Excused</b>
BAKER, Rosalyn H. (C)	✓			
TANIGUCHI, Brian T. (VC)	✓			
KAHELE, Gilbert	✓			
KIDANI, Michelle N.				✓
NISHIHARA, Clarence K.				✓
WAKAI, Glenn	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	<b>5</b>	<b>0</b>	<b>0</b>	<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report   Clerk's Office   Drafting Agency   Committee File Copy				

\*Only one measure per Record of Votes